

Interview Summary

Application No.

10/506,294

Applicant(s)

LENKL, JOHANNES

Examiner

Mark A. Osele

Art Unit

1791

All participants (applicant, applicant's representative, PTO personnel):

(1) Mark A. Osele.

(3) _____.

(2) Joseph Grass.

(4) _____.

Date of Interview: 16 November 2007.

Type: a) ☐ Telephonic b) ☐ Video Conference

c) ☒ Personal [copy given to: 1) ☐ applicant 2) ☒ applicant's representative]

Exhibit shown or demonstration conducted: d) ☒ Yes e) ☐ No.

If Yes, brief description: Showed plate with perforatable weak areas and hand held pin tool for creating perforations.

Claim(s) discussed: 1.

Identification of prior art discussed: Von Hofe, Tochtermann, Becker, French.

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.


Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

MARK A. OSELE
PRIMARY EXAMINER

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.


Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Applicant proposes method or apparatus claims that show providing an applicator plate of perforatable material with spaced weakened areas and thereafter perforating only selected weak areas. The examiner is concerned that the applicator plate is not a unitary object and therefore can read on the combination of elements 39 and 41 of Von Hofe or elements 3 and 4 of Tochtermann. In addition, the examiner interprets the entire spaced channels of Becker to be spaced weakened areas wherein the thickness is only the thickness of plate 16 versus those reinforced ridges that are the thickness of both plates 16 and 18. Applicant's representative and examiner discussed their various interpretations of the instant claims, proposed claims, applicant's drawings, and the listed references but could not reach agreement on a single claim that would be acceptable to both sides for an after final amendment. Applicant's representative mentioned that the applicant may file an RCE in the application to get more complete arguments on the record. The examiner will also review the definition of handle which is in paragraph 45 of the instant specification to determine if it provides support for the claimed limitation of "perforated by hand by a suitable tool" .